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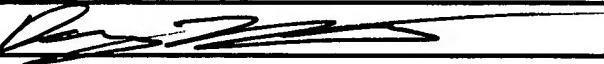
(to be used for all correspondence after initial filing)

	Application Number	10/666,877	
	Filing Date	September 18, 2003	
	First Named Inventor	Clement G. Eischen, Sr.	
	Art Unit	3739	
	Examiner Name	Aaron F. Roane	
Total Number of Pages in This Submission	5	Attorney Docket Number	EIS 309

### ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below):  Submission of Substitute Declaration and Power of Attorney, Declaration and Power of Attorney, return receipt postcard.
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Kolisch Hartwell, P.C.		
Signature			
Printed name	Douglas W. McArthur		
Date	December 29, 2004	Reg. No.	50,795

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	
Typed or printed name	Suzanne Lukas-Werner
Date	December 29, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Date: December 29, 2004

Clement G. Eischen, Sr.

Our File No. EIS 309

Serial No. : 10/666,877

Examiner Aaron F. Roane

Filed : September 18, 2003

Group Art Unit 3739

For : THERMAL PACK APPARATUS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**SUBMISSION OF SUBSTITUTE DECLARATION**

**AND POWER OF ATTORNEY FOR PATENT APPLICATION**

Enclosed for filing in connection with the above-identified patent application is a substitute Declaration and Power of Attorney form. The original Declaration and Power of Attorney, which was filed on September 18, 2003, includes an incorrect list of practitioners in the Power of Attorney. The Declaration and Power of Attorney form has been changed to reflect the current list of practitioners. Accordingly, Applicant respectfully requests acceptance of the enclosed replacement sheets.

Should there be any questions or remaining issues, the Examiner is invited to call the undersigned at the number listed below.



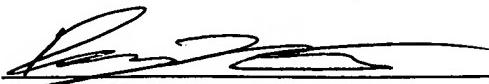
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Suzanne Lukas-Werner

Respectfully submitted,

KOLISCH HARTWELL, P.C.



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